

United States Bankruptcy Court

NORTHERN DISTRICT OF TEXAS

AUG 27 2007

*8:29 am JHT*IN RESUBPOENA FOR RULE 2004 EXAMINATION

USA COMMERCIAL MORTGAGE COMPANY,
 USA CAPITAL REALTY ADVISORS, LLC,
 USA CAPITAL DIVERSIFIED TRUST DEED FUND LLC,
 USA CAPITAL FIRST TRUST DEED FUND LLC,
 USA SECURITIES, LLC,

CASE NOS. BK-S-06-10725 LBR
BK-S-06-10726 LBR
BK-S-06-10727 LBR
BK-S-06-10728 LBR
BK-S-06-10729 LBR

DEBTORS.

JOINTLY ADMINISTERED UNDER

CASE No. BK-S-06-10725-LBR

IN THE DISTRICT OF NEVADA

AFFECTS: ALL DEBTORS

TO: St. Charles Homes for America, Inc.
 By and through its registered agent:
 Capitol Corporate Services, Inc.
 800 Brazos, Suite 400
 Austin, TX 75233

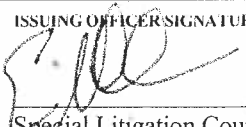
X YOU ARE COMMANDED to produce a corporate representative for examination under Federal Rule of Bankruptcy Procedure 2004, regarding the following topics at the place, date and time specified below. The USACM Liquidating Trust reserves the right to videotape all examinations.

SEE ATTACHED EXHIBIT A FOR TOPICS OF EXAMINATION

PLACE OF TESTIMONY	DATE AND TIME
DIAMOND MCCARTHY, LLP 1201 ELM STREET, SUITE 3400 DALLAS, TEXAS 75270	September 21, 2007 1:30 P.M. (or such other mutually agreeable date and time)

SEE ATTACHED EXHIBIT B FOR DOCUMENTS REQUESTED

X YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below:

PLACE	DATE
DIAMOND MCCARTHY, LLP 1201 ELM STREET, SUITE 3400 DALLAS, TEXAS 75270	September 7, 2007 (or such other mutually agreeable date and time)
ISSUING OFFICER'S SIGNATURE AND TITLE	DATE
 Special Litigation Counsel for the USACM Liquidating Trust	August 23, 2007

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

ERIC D. MADDEN
 DIAMOND MCCARTHY LLP
 1201 ELM STREET, SUITE 3400
 DALLAS, TX 75270
 (214) 389-5300



**Affidavit
Attached**

ORIGINAL

PROOF OF SERVICE

DATE:

PLACE:

800 BRAZOS STREET, STE 400

SERVED:

Aug 27, 2007 @ 12:15 pm Austin, TX 78701

SERVED ON (PRINT NAME)

LUCYNOA WOOD

MANNER OF SERVICE

Personal Service

DECLARATION OF SERVER

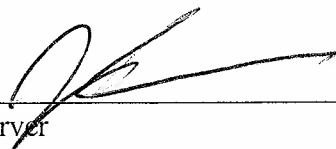
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

August 28, 2007

Date

Signature of Server

**Affidavit
Attached**

Address of Server

809 Rio Grande, Ste 103
Austin, TX 78701

Rule 45, Federal Rules of Civil Procedure, Parts (c) & (d) made applicable in cases under the Bankruptcy Code by Rule 9016, Fed.R.Bankr.P.:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2)(A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order by the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any persons who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3)(A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance.

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c)(3)(B)(iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held or,

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or
(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

AFFIDAVIT OF SERVICE

Came to hand on the 27th day of August , 2007, at 9:00 o'clock am.
Cause No. BK-S-06-10725 LBR

Executed at 800 Brazos Street, Suite 400 Austin, Texas 78701
within the County of Travis at 12:15 o'clock pm on the 27th day
of August , 2007, by delivering to the within named:

ST. CHARLES HOMES FOR AMERICA, INC.,
by delivering to its Registered Agent, CAPITOL CORPORATE SERVICES, INC.,
by delivering to its designated agent, LUCYNDIA WOOD, in person, a true copy of
this Subpoena for Rule 2004 Examination with Exhibits A & B attached, having
first endorsed upon such copy of such Subpoena the date of delivery, and
tendering to such witness the sum of \$50.00

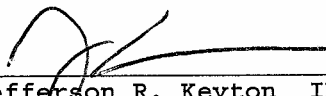
I am not a party to or interested in the outcome of the suit referenced above.
I am authorized by written order to serve citation and other notices. I am not
less than eighteen (18) years of age.

Service Fee \$

IN RE:
USA COMMERCIAL MORTGAGE COMPANY,
USA CAPITAL REALTY ADVISORS, INC
ET AL Plaintiff

V.
AFFECTS ALL DEBTORS

Defendant

By: 
Jefferson R. Keyton ID# SCH-735
(Authorized Person)

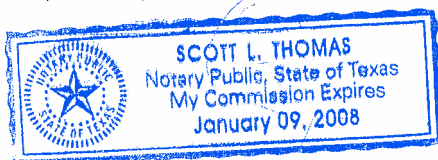
THOMAS PROCESS
809 Rio Grande Street
Suite 103
Austin, Texas 78701
(512) 320-8330


VERIFICATION

STATE OF TEXAS §
COUNTY OF TRAVIS §

BEFORE ME, A NOTARY PUBLIC, on this day personally appeared
Jefferson R. Keyton , known to me to be the person whose name
is subscribed to the foregoing document and, being by me first duly sworn,
declared that the statements therein contained are true and correct.

Given under my hand and seal of office this 28th day of
August , A.D., 2007.




NOTARY PUBLIC, STATE OF TEXAS

United States Bankruptcy Court

NORTHERN DISTRICT OF TEXAS

AUG 27 2007

*Q. 9/27/07***IN RE****SUBPOENA FOR RULE 2004 EXAMINATION**

USA COMMERCIAL MORTGAGE COMPANY,
 USA CAPITAL REALTY ADVISORS, LLC,
 USA CAPITAL DIVERSIFIED TRUST DEED FUND LLC,
 USA CAPITAL FIRST TRUST DEED FUND LLC,
 USA SECURITIES, LLC,

CASE NOS. BK-S-06-10725 LBR
BK-S-06-10726 LBR
BK-S-06-10727 LBR
BK-S-06-10728 LBR
BK-S-06-10729 LBR

DEBTORS.

JOINTLY ADMINISTERED UNDER

CASE NO. BK-S-06-10725-LBR

IN THE DISTRICT OF NEVADA

AFFECTS: ALL DEBTORS

TO: Glen Hills Homes for America, Inc.
 By and through its registered agent:
 Capitol Corporate Services, Inc.
 800 Brazos, Suite 400
 Austin, TX 75233

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SEE ATTACHED EXHIBIT A FOR TOPICS OF EXAMINATION

PLACE OF TESTIMONY

DIAMOND MCCARTHY, LLP
 1201 ELM STREET, SUITE 3400
 DALLAS, TEXAS 75270

DATE AND TIME

September 21, 2007
 1:30 P.M. (or such other mutually agreeable date and time)

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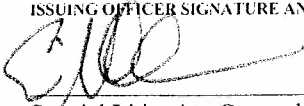
PLACE

DIAMOND MCCARTHY, LLP
 1201 ELM STREET, SUITE 3400
 DALLAS, TEXAS 75270

DATE

September 7, 2007 (or such other mutually agreeable date and time)

ISSUING OFFICER SIGNATURE AND TITLE



Special Litigation Counsel for the USACM Liquidating Trust

DATE

August 23, 2007

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

ERIC D. MADDEN
 DIAMOND MCCARTHY LLP
 1201 ELM STREET, SUITE 3400
 DALLAS, TX 75270
 (214) 389-5300



ORIGINAL

**Affidavit
 Attached**

PROOF OF SERVICE

DATE:

PLACE:

800 Brazos, Ste 400
Austin, TX 78701

SERVED:

Aug. 27, 2007 @ 12:15 pm

SERVED ON (PRINT NAME)

Lucynda Wood

MANNER OF SERVICE

Personal Service

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

Aug 28, 2007

Date

Signature of Server

809 Rio Grande, Ste 103
Austin, TX 78701

Address of Server

Affidavit
Attached

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AFFIDAVIT OF SERVICE

Came to hand on the 27th day of August, 2007, at 9:00 o'clock am.
Cause No. BK-S-06-10725 LBR

Executed at 800 Brazos Street, Suite 400 Austin, Texas 78701
within the County of Travis at 12:15 o'clock pm on the 27th day
of August, 2007, by delivering to the within named:

GLEN HILLS HOMES FOR AMERICA, INC.,
by delivering to its Registered Agent, CAPITOL CORPORATE SERVICES, INC.,
by delivering to its designated agent, LUCYNDIA WOOD, in person, a true copy of
this Subpoena for Rule 2004 Examination with Exhibits A & B attached, having
first endorsed upon such copy of such Subpoena the date of delivery, and
tendering to such witness the sum of \$50.00.

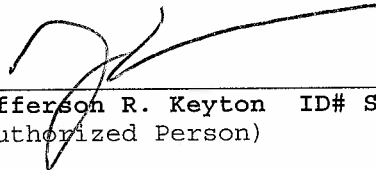
I am not a party to or interested in the outcome of the suit referenced above.
I am authorized by written order to serve citation and other notices. I am not
less than eighteen (18) years of age.

Service Fee \$

IN RE:
USA COMMERCIAL MORTGAGE COMPANY,
USA CAPITAL REALTY ADVISORS, INC
ET AL Plaintiff

V.
AFFECTS ALL DEBTORS

Defendant

By: 
Jefferson R. Keyton ID# SCH-735
(Authorized Person)

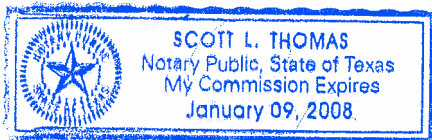
THOMAS PROCESS
809 Rio Grande Street
Suite 103
Austin, Texas 78701
(512) 320-8330


VERIFICATION

STATE OF TEXAS §
COUNTY OF TRAVIS §

BEFORE ME, A NOTARY PUBLIC, on this day personally appeared
Jefferson R. Keyton, known to me to be the person whose name
is subscribed to the foregoing document and, being by me first duly sworn,
declared that the statements therein contained are true and correct.

Given under my hand and seal of office this 28th day of
August, A.D., 2007.




NOTARY PUBLIC, STATE OF TEXAS

United States Bankruptcy Court

SOUTHERN DISTRICT OF NEW YORK

IN RE

USA COMMERCIAL MORTGAGE COMPANY,
 USA CAPITAL REALTY ADVISORS, LLC,
 USA CAPITAL DIVERSIFIED TRUST DEED FUND LLC,
 USA CAPITAL FIRST TRUST DEED FUND LLC,
 USA SECURITIES, LLC,

DEBTORS.

AFFECTS: ALL DEBTORS

SUBPOENA FOR RULE 2004 EXAMINATION

CASE NOS. BK-S-06-10725 LBR
BK-S-06-10726 LBR
BK-S-06-10727 LBR
BK-S-06-10728 LBR
BK-S-06-10729 LBR

JOINTLY ADMINISTERED UNDER
 CASE No. BK-S-06-10725-LBR
 IN THE DISTRICT OF NEVADA

TO: Country Lake Homes Holdings, Inc.
 By and through its registered agent:
 Registered Agents of Florida, LLC
 100 Southeast Second Street, Suite 2900
 Miami, FL 33131

X YOU ARE COMMANDED to produce a corporate representative for examination under Federal Rule of Bankruptcy Procedure 2004, regarding the following topics at the place, date and time specified below. The USACM Liquidating Trust reserves the right to videotape all examinations.

SEE ATTACHED EXHIBIT A FOR TOPICS OF EXAMINATION

PLACE OF TESTIMONY

MERRILL LEGAL SOLUTIONS
 25 W. 45TH STREET, SUITE 900
 NEW YORK, NEW YORK 10036

DATE AND TIME

September 21, 2007
 9:30 A.M. (or such other mutually agreeable date and time)

SEE ATTACHED EXHIBIT B FOR DOCUMENTS REQUESTED

X YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below:

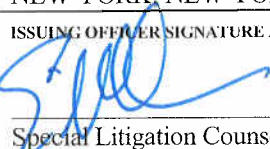
PLACE

MERRILL LEGAL SOLUTIONS
 25 W. 45TH STREET, SUITE 900
 NEW YORK, NEW YORK 10036

DATE

September 7, 2007 (or such other mutually agreeable date and time)

ISSUING OFFICER SIGNATURE AND TITLE


 Special Litigation Counsel for the USACM Liquidating Trust

DATE

August 23, 2007

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

ERIC D. MADDEN
 DIAMOND MCCARTHY LLP
 1201 ELM STREET, SUITE 3400
 DALLAS, TX 75270
 (214) 389-5300



DATE: 8/27/07 @ 2:40pm

PLACE: 100 SE 2nd St. Suite 2100 Miami FL 33131

SERVED:

SERVED ON (PRINT NAME)

MANNER OF SERVICE

Country Lake Homes Holdings, Inc.
Jill Berman

Authorized Agent

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

AUG 29 2007

Executed on

Date

Signature of Server

Address of Server

[Signature]
Jesus Guerra
19 W. Flagler St. Miami FL 33130

Rule 45, Federal Rules of Civil Procedure, Parts (c) & (d) made applicable in cases under the Bankruptcy Code by Rule 9016, Fed.R.Bankr.P.:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

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(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order by the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any persons who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

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United States Bankruptcy Court

SOUTHERN DISTRICT OF NEW YORK

IN RE

USA COMMERCIAL MORTGAGE COMPANY,
 USA CAPITAL REALTY ADVISORS, LLC,
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 USA CAPITAL FIRST TRUST DEED FUND LLC,
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DEBTORS.

AFFECTS: ALL DEBTORS

SUBPOENA FOR RULE 2004 EXAMINATION

CASE NOS. BK-S-06-10725 LBR
BK-S-06-10726 LBR
BK-S-06-10727 LBR
BK-S-06-10728 LBR
BK-S-06-10729 LBR

JOINTLY ADMINISTERED UNDER
 CASE No. BK-S-06-10725-LBR
 IN THE DISTRICT OF NEVADA

TO: LEHH, Inc.
 By and through its registered agent:
 Registered Agents of Florida, LLC
 100 S.E. 2nd Street, Suite 2900
 Miami, FL 33131-2130

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ISSUING OFFICER SIGNATURE AND TITLE


Special Litigation Counsel for the USACM Liquidating Trust

DATE

August 23, 2007

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

ERIC D. MADDEN
 DIAMOND MCCARTHY LLP
 1201 ELM STREET, SUITE 3400
 DALLAS, TX 75270
 (214) 389-5300



DATE: 8/27/07

PLACE: 100 SE 2nd St, Suite #2400

@ 2:40pm

Miami FL 33131

SERVED:

SERVED ON (PRINT NAME)

MANNER OF SERVICE

Lehh, Inc.

Jill Berman

Authorized Agent

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

AUG 29 2007

Executed on

Date

Signature of Server

Address of Server

19 W. Flagler St, Miami FL 33130

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(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.